

ment's compliance with the Byrd Amendment and the effectiveness of the amendment, pursuant to Public Law 101-121, Section 319; jointly, to the Committees on Government Operations and Appropriations.

24.4 PROVIDING FOR THE
CONSIDERATION OF H.R. 4

Ms. SLAUGHTER, by direction of the Committee on Rules, called up the following resolution (H. Res. 119):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the State of the Union for consideration of the bill (H.R. 4) to amend the Public Health Service Act to revise and extend the programs of the National Institutions of Health, and for other purposes. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with clause 2(l)(6) of rule XI are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Energy and Commerce now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. No amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each amendment may be offered only in the order printed and by the named proponent or a designee, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment except as specified in the report, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions. After passage of H.R. 4, it shall be in order to take from the Speaker's table the bill S. 1 and to consider the Senate bill in the House. It shall then be in order to move to strike all after the enacting clause of the Senate bill and to insert in lieu thereof the provisions of H.R. 4 as passed by the House. If the motion is adopted and the Senate bill, as amended, is passed, then it shall be in order to move that the House insist on its amendment to S. 1 and request a conference with the Senate thereon.

When said resolution was considered. After debate,

Ms. SLAUGHTER moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. FIELDS of Louisiana, announced that the yeas had it.

Mr. GOSS objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 247
Nays 170

24.5 [Roll No. 58]
YEAS—247

Abercrombie	Green	Ortiz
Ackerman	Gutierrez	Orton
Andrews (ME)	Hall (OH)	Owens
Andrews (NJ)	Hall (TX)	Pallone
Andrews (TX)	Hamburg	Parker
Applegate	Hamilton	Pastor
Bacchus (FL)	Harman	Payne (NJ)
Baesler	Hayes	Payne (VA)
Barcia	Hefner	Pelosi
Barlow	Hilliard	Penny
Barrett (WI)	Hinchey	Peterson (FL)
Becerra	Hochbrueckner	Peterson (MN)
Beilenson	Hoyer	Pickett
Berman	Hughes	Pickle
Bevill	Hutto	Pomeroy
Bilbray	Inslee	Poshard
Blackwell	Jacobs	Price (NC)
Bonior	Jefferson	Rahall
Borski	Johnson (GA)	Rangel
Boucher	Johnson (SD)	Reed
Brewster	Johnson, E.B.	Reynolds
Brooks	Johnston	Richardson
Browder	Kanjorski	Roemer
Brown (CA)	Kaptur	Rose
Brown (FL)	Kennedy	Rostenkowski
Brown (OH)	Kennelly	Rowland
Bryant	Kildee	Roybal-Allard
Byrne	Klecza	Rush
Cantwell	Klein	Sabo
Cardin	Klink	Sanders
Carr	Kopetski	Sangmeister
Chapman	Kreidler	Sarpalius
Clay	LaFalce	Sawyer
Clayton	Lambert	Schenk
Clement	Lancaster	Schroeder
Clyburn	Lantos	Schumer
Coleman	LaRocco	Scott
Collins (IL)	Laughlin	Serrano
Collins (MI)	Lehman	Sharp
Condit	Levin	Shays
Cooper	Lewis (GA)	Shepherd
Coppersmith	Lipinski	Sisisky
Costello	Lloyd	Skaggs
Coyne	Long	Skelton
Cramer	Lowey	Slattery
Danner	Maloney	Slaughter
Darden	Mann	Spratt
de la Garza	Manton	Stark
Deal	Margolies-	Stenholm
DeFazio	Mezvinsky	Stokes
DeLauro	Markey	Strickland
Derrick	Martinez	Studds
Deutsch	Matsui	Stupak
Dicks	Mazzoli	Swett
Dingell	McCloskey	Swift
Dixon	McCurdy	Synar
Dooley	McDermott	Tanner
Durbin	McHale	Tauzin
Edwards (CA)	McKinney	Taylor (MS)
Edwards (TX)	McNulty	Tejeda
Engel	Meehan	Thornton
English (AZ)	Menendez	Thurman
English (OK)	Mfume	Torres
Eshoo	Miller (CA)	Torricelli
Evans	Mineta	Towns
Fazio	Minge	Trafigant
Fields (LA)	Mink	Tucker
Filner	Moakley	Unsoeld
Fingerhut	Mollohan	Valentine
Flake	Montgomery	Velazquez
Foglietta	Moran	Vento
Ford (MI)	Morella	Visclosky
Frank (MA)	Murphy	Volkmer
Frost	Murtha	Washington
Furse	Nadler	Waters
Gejdenson	Natcher	Watt
Gephardt	Neal (MA)	Waxman
Gerren	Neal (NC)	Wheat
Glickman	Oberstar	Whitten
Gonzalez	Obey	Williams
Gordon	Olver	

Wilson
Wise
Woolsey
Wyden
Wynn
Yates
NAYS—170

Allard	Gingrich	Molinari
Archer	Goodlatte	Moorhead
Armey	Goodling	Myers
Bachus (AL)	Goss	Nussle
Baker (CA)	Grams	Oxley
Baker (LA)	Grandy	Packard
Ballenger	Greenwood	Paxon
Barrett (NE)	Gunderson	Petri
Bartlett	Hancock	Pombo
Barton	Hansen	Porter
Bateman	Hastert	Pryce (OH)
Bentley	Hefley	Quillen
Bereuter	Herger	Quinn
Bilirakis	Hobson	Ramstad
Bliley	Hoekstra	Ravenel
Blute	Hoke	Regula
Boehlert	Holden	Ridge
Boehner	Horn	Roberts
Bonilla	Houghton	Rogers
Bunning	Huffington	Rohrabacher
Burton	Hunter	Ros-Lehtinen
Buyer	Hutchinson	Roth
Callahan	Hyde	Roukema
Calvert	Inglis	Royce
Camp	Inhofe	Santorum
Canady	Istook	Saxton
Castle	Johnson (CT)	Schaefer
Clinger	Johnson, Sam	Schiff
Coble	Kasich	Sensenbrenner
Collins (GA)	Kim	Shaw
Combest	King	Shuster
Cox	Kingston	Skeen
Crane	Klug	Smith (MI)
Crapo	Knollenberg	Smith (NJ)
Cunningham	Kolbe	Smith (OR)
DeLay	Kyl	Smith (TX)
Diaz-Balart	Lazio	Snowe
Dickey	Leach	Solomon
Doolittle	Levy	Spence
Dornan	Lewis (CA)	Stearns
Dreier	Lewis (FL)	Stump
Duncan	Lightfoot	Sundquist
Dunn	Linder	Talent
Emerson	Livingston	Taylor (NC)
Everett	Machtley	Thomas (CA)
Ewing	Manzullo	Thomas (WY)
Fawell	McCandless	Torkildsen
Fields (TX)	McCollum	Upton
Fish	McCrery	Vucanovich
Fowler	McHugh	Walker
Franks (NJ)	McInnis	Walsh
Galleghy	McKeon	Weldon
Gallo	McMillan	Wolf
Gekas	Meyers	Young (AK)
Gilchrest	Mica	Zeliff
Gillmor	Michel	Zimmer
Gilman	Miller (FL)	

NOT VOTING—13

Bishop	Gibbons	Meek
Conyers	Hastings	Smith (IA)
Dellums	Henry	Young (FL)
Ford (TN)	Hoagland	
Franks (CT)	McDade	

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. FIELDS of Louisiana, announced that the yeas had it.

Mr. GOSS demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas 248
affirmative { Nays 170

24.6 [Roll No. 59]
AYES—248

Abercrombie	Bacchus (FL)	Beilenson
Ackerman	Baesler	Bereuter
Andrews (ME)	Barcia	Berman
Andrews (NJ)	Barlow	Bevill
Andrews (TX)	Barrett (WI)	Bilbray
Applegate	Becerra	Blackwell